



# State of Utah

## DEPARTMENT OF ENVIRONMENTAL QUALITY OFFICE OF THE EXECUTIVE DIRECTOR

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January 26, 2000

Sharon L. Kercher, Director  
Technical Enforcement Program  
U.S. Environmental Protection Agency, Region VIII  
999 18th Street, Suite 500  
Denver, Colorado 80202-2466

Dear Ms. Kercher:

I am in receipt of your letter of November 19, 1999 notifying me, as a trustee for natural resources, of potential damages to natural resources resulting from releases currently being investigated by the Environmental Protection Agency (EPA) at the Richardson Flat Tailings Site near Park City, Utah, and of potential negotiations with parties who may be responsible for such releases. The purpose of this letter is to inform you that we intend to work closely with the EPA in coordinating assessments, investigations and planning for the site and are willing to enter into negotiations with parties regarding liability for damages.

Any technical issues or concerns that EPA staff may have regarding this site can be discussed with Muhammad Slam of the Division of Environmental Response and Remediation (DERR) at (801) 536-4178. Mr. Slam is the State Project Officer for the Richardson Flat Tailings Site. Any legal issues can be discussed with Alan Fletcher, Staff Attorney for the DERR, at (801) 536-4118 or Laura Lockhart of the Utah Attorney General's Office at (801) 366-0283.

Best regards,

Dianne R. Nielson, Ph.D.  
Executive Director

cc Jim Christensen, EPA Region VIII, 8EPR-SR  
Matthew Cohn, EPA Region VIII, 8EPR-L  
Greg Phoebe, EPA Region VIII, 8EPR-T  
Laura Lockhart, Utah Attorney General's Office

**FY 00 SF National Enforcement Priorities  
Regional Tracking and Follow-Up  
1st Quarter  
Region 8**

National Priority	National Goal, Target or Policy	FY 98 Targets	FY 98 Accomp	FY 99 Targets	FY 99 Accomp	FY 00 Targets	FY 00 Accomp
Completed or Terminated Cleanup Negotiations (RD/RA, Removals, Other) (SPIM Target)	120 days	3	7	4	3	6	
De Minimis Settlements Signed and Referred (GPRA Goal)	20 in FY 99	1	5	2	1	2	
Past Costs Addressed >\$200K via settlements, write-offs or referrals (GPRA Goal)	100% of all SOL cases	10	5	11	12	6	1
Negotiations (work or cost recovery where Orphan Share compensation offered) (GPRA Goal)	All RA setts where there is an orphan CR setts discretionary		2	1	0	6	
PRP Oversight Administration (SPIM) -offer to discuss appro oversight w/every PRP where we have an agreement (CD,AOC) for ongoing response work (NCR-RI-FS-RD-RA) -annual oversight billing	Make offers to discuss oversight, send out oversight bills w/in year of last bill			27	4		
Removal Starts (ENF Lead) (NPL & other)	30% PRP lead (informal)		0		10	3	1
Removal Starts (Fund Lead) (NPL & other)			17		25	8	3
Total Removal Starts (NPL & other)			17		35	11	4
Percentage of Total ENF Lead			0%		29%		25%
RA Starts at NPL sites (ENF Lead) (GPRA Goal)	70% PRP lead		3		8	3	
RA Starts at NPL sites (Fund Lead)			4		1	3	
Total RA Starts at NPL sites			7		9	6	
Percentage of Total ENF Lead			43%		89%	50%	ERR
RA Starts at non-NPL sites (ENF Lead)	(collect info)		1		0		
Ongoing Negotiations > 120 days	0				1		
ROD signature to Neg start > 45 days	0				1		
UAO Reform Documentation confirm no PRP excluded or docm'nt why excluded, docm'nt why UAO not issued to late-IDed PRPs - # UAOs Issued - # cases w/no UAO to late-IDed PRPs - # UAOs or cases w/documentation	UAO to all appropriate parties		3 0 3		2 0 2		
Compliance w/orders and CDs	Address all substantial noncompliance						
PPAs	Complete within 90 days		5		2	2	1

OPTIONAL FORM 99 (7-90)

**FAX TRANSMITTAL**

# of pages &gt; 1

To **MAT COHN**

Dept/Agency

From

**VICTORIA VAN ROSEN**

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NSN 7540-01-317-7368

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GENERAL SERVICES ADMINISTRATION